

RESOLUTION NO. 2009-40

A RESOLUTION OF THE BOARD OF SUPERVISORS OF COCONINO COUNTY, ARIZONA, CANCELLING AN ELECTION REGARDING THE INCORPORATION OF THE COMMUNITY OF TUSAYAN SCHEDULED FOR NOVEMBER 3, 2009

WHEREAS, the Coconino County Board of Supervisors called for an election regarding the incorporation of the community of Tusayan on July 14, 2009; and

WHEREAS, a civil Complaint was filed on July 17, 2009, challenging the validity of the planned election and seeking an injunction against holding the election; and

WHEREAS, the parties to the suit initiated by the Complaint agreed that the election should be enjoined; and

WHEREAS, Judge Kreamer of the Maricopa County Superior Court entered Judgment ordering that Coconino County is permanently enjoined from holding an election on November 3, 2009, relating to the incorporation of the community of Tusayan; and


WHEREAS, Judge Kreamer of the Maricopa County Superior Court entered Judgment ordering the Coconino County Board of Supervisors to adopt a resolution cancelling the incorporation election for the community of Tusayan scheduled for November 3, 2009;

NOW, THEREFORE, BE IT RESOLVED that the Coconino County Board of Supervisors does hereby cancel the incorporation election for the community of Tusayan scheduled for November 3, 2009.

PASSED AND ADOPTED by the Coconino County Board of Supervisors on this 6th day of October, 2009.

AYES: 5
NOES: 0
ABSENT: 0

COCONINO COUNTY BOARD OF SUPERVISORS


Matt Ryan, Chairman

ATTEST:


Wendy Escoffier, Clerk of the Board

APPROVED AS TO FORM:


Deputy County Attorney